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PATENT
9/25/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In the Application of:

Robert Harvey Moffett

CASE NO.: CH2814 US NA

SERIAL NO.: 09/898,437

GROUP ART UNIT: 1724

FILED: 07/03/2001

EXAMINER: Peter Hruskoci

FOR: Phosphorus Reduction in Aqueous Streams

NOTICE OF APPEAL

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

Applicant appeals to the Board of Patent Appeals and Interferences from the decision dated June 12, 2002 of the Primary Examiner finally rejecting Claims 1-40.

Please charge the Notice of Appeal Fee to Deposit Account 04-1928 (E. I. du Pont de Nemours and Company) as shown in the accompanying form PTO/SB/31. If the fee is insufficient or incorrect, please charge or credit the Deposit Account. This Notice of Appeal is submitted in duplicate.

Respectfully submitted,

L K Shay
Lucas K. Shay

Registration No. 34,724

Telephone: 302-992-6154

Facsimile: 302-892-7925

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Dated: September 11, 2002

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**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

CH2814 US NA

In re Application of
Robert Harvey Moffett

Application Number
09/898,437

Filed
07/03/2001

For: Phosphorus Reduction in Aqueous Streams

Group Art Unit:
1724

Examiner: Peter Hruskoci

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, June 12, 2002, rejecting the following claims: 1-40.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 310

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ _____

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 04-1928. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

☐ applicant/inventor.

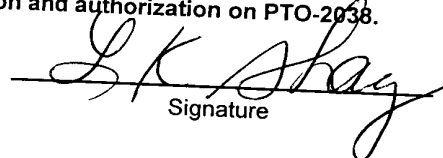
☐ assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed.

☒ attorney or agent of record.

☐ attorney or agent acting under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a). _____


Signature

Lucas K. Shay

Typed or printed name

September 11, 2002

Date

NOTE: SIGNATURES OF ALL THE INVENTORS OR ASSIGNEES OF RECORD OF THE ENTIRE INTEREST OR THEIR REPRESENTATIVE(S) ARE REQUIRED. SUBMIT MULTIPLE FORMS IF MORE THAN ONE SIGNATURE IS REQUIRED, SEE BELOW*.

☐ *Total of 1 forms are submitted.

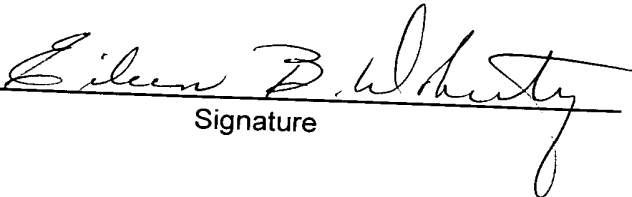
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Assistant Commissioner for Patents
Washington, D.C. 20231

on September 11, 2002
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09/898,437
CH2814 US NA
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